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1 Linda J. Lynch, Esq., SBN: 88811
 2 John A. Shupe, Esq., SBN: 87716
 3 Eric K. Shiu, Esq., SBN: 156167
 4 LYNCH AND SHUPE, LLP
 5 700 Airport Blvd., Suite 410
 Burlingame, CA 94010
 Telephone: (650) 579-5950
 Facsimile: (650) 579-0300

6 Attorneys for Defendants Thomas McKay, Dorothy
 Nunn, Anne Lucero and Cabrillo Community College
 District

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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 GREGORY NICHOLAS STESHENKO,) CASE NO: C 09 05543 RS
 12 Plaintiff,) STIPULATION RE: SERVICE OF
 13 v.) PROCESS UPON AND APPEARANCE
 14 THOMAS MCKAY, DOROTHY NUNN and) BY DEFENDANT THOMAS MCKAY;
 15 ANNE LUCERO, of the Cabrillo Community) ORDER THEREON
 16 College District; CABRILLO COMMUNITY)
 17 COLLEGE DISTRICT; KRISTINE SCOPAZZI,)
 18 BERTHALUPE CARRILLO, and JANE DOE,)
 19 of Watsonville Community Hospital;)
 20 WATSONVILLE COMMUNITY HOSPITAL,)
 21 Defendants.)

22 The parties to this litigation do now stipulate and agree as follows:

23 1. Plaintiff has not yet accomplished service of summons and complaint upon Defendant
 24 Thomas McKay, but has accomplished service of process upon Cabrillo Community College District
 25 and its employees Dorothy Nunn and Anne Lucero, who have responded to the Plaintiff's complaint
 26 by filing a motion to dismiss.

27 2. In order to save Plaintiff the time and expense of accomplishing service of summons and
 28 complaint upon Defendant McKay, and to save Defense counsel the time and expense of filing a
 separate responsive pleading on behalf of Defendant McKay once he has been served, the parties
 agree that effective the date of their execution of this Stipulation, Defendant McKay will have been

Lynch and Shupe, LLP
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1 served with summons and complaint, and that for the purpose of deciding Defendants District's
2 Nunn's and Lucero's motion to dismiss, the Court shall construe that motion as if it included, as a
3 moving party, Defendant McKay; and to that extent Defendant McKay is relieved of any further
4 obligation to file an initial responsive pleading.

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6 IT IS SO STIPULATED.

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8 Dated: 2/22, 2010

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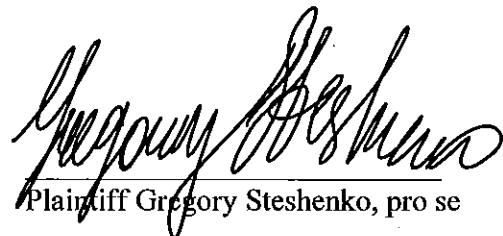
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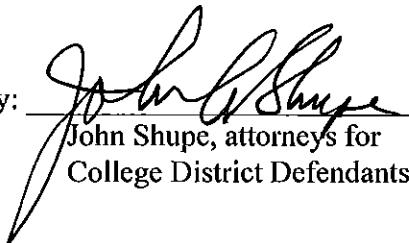
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Plaintiff Gregory Steshenko, pro se

Lynch and Shupe, LLP

By:



John Shupe, attorneys for
College District Defendants

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ORDER

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Dated: February 24, 2010



Judge, United States District Court